

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

Illinois Commerce Commission)	
On Its Own Motion)	
)	01-0662
Investigation concerning)	
Illinois Bell Telephone Company's)	
compliance with Section 271 of)	
the Telecommunications Act of)	
1996.)	

**Supplement to Updated Summary of
Staff's Proposed Remedial Actions For Ameritech Illinois**

Pursuant to the Notice issued by the Administrative Law Judge on November 8, 2002, the Staff of the Illinois Commerce Commission ("Staff") hereby submits this Supplement to Updated Summary of Staff's Proposed Remedial Actions for Ameritech Illinois. The supplemental material is indicated by double underlining and is intended to clarify the proposed remedial actions for which the Administrative Law Judge requested clarification.

SECTION 271 REQUIREMENT	PROPOSED REMEDIAL ACTIONS	REFERENCE
Checklist item 2 (UNE Access)	<p>In order for the Commission to recommend to the FCC that Ameritech's Section 271 be approved, Staff continues to recommend that:</p> <ul style="list-style-type: none">Ameritech demonstrate that its UNE offerings are reasonably available, that Ameritech prove that its UNE rates are clearly defined and can be considered reasonably within a range of TELRIC compliance. <p><u>Supplemental Clarification:</u></p> <p><u>Staff contemplated that the demonstrations required of</u></p>	<p>ICC Staff Ex. 3.0 <u>at 85-87</u> and 20.0 – Dr. Jim Zolnierек; Staff IB at 109-110 and 113-114; <u>Staff Reply Brief at 47-50.</u></p>

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	<p><u>Ameritech would be made and determined in Phase 2 of this proceeding.</u></p> <p><u>One way that Ameritech could demonstrate that its UNE offerings are reasonably available is to place its UNE offerings as required by TA96 and the FCC in its tariffs and GIA. Moreover, Ameritech needs to commit in a binding manner that CLECs can opt-in to such offerings.</u></p> <p><u>Ameritech can demonstrate that its UNE rates are clearly defined by providing typically requested UNE arrangements and explaining how those services and products would be billed under its tariffs and/or interconnection agreements and GIA.</u></p> <p><u>With respect to demonstrating that Ameritech's rates are TELRIC compliant, Staff's primary recommendation is that a Commission investigation of interim and not yet investigated rates (see spreadsheet attached as Attachment A) and supporting cost studies must occur before these services are deemed to be TELRIC compliant. If the Commission does not accept this recommendation, Ameritech should, at a minimum, be required to demonstrate for each interim and not yet investigated UNE rate it charges, that the rate is at a level that has been found to be TELRIC compliant by the Commission or demonstrate that the rate is in a zone of reasonableness by, for example, comparing those rates to rates in other comparable</u></p>	

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	<p><u>states whose rates have been found to be TELRIC compliant.</u></p> <ul style="list-style-type: none"> Ameritech demonstrate that it makes its Sec. 271 compliant rates, terms, and conditions available to all carriers in Illinois 	
Checklist item 2 (UNE Access)	<p>In order for the Commission to recommend to the FCC that Ameritech's Section 271 be approved, Staff continues to recommend that, in order to prove that its UNE offerings are reasonably available:</p> <ul style="list-style-type: none"> Ameritech must demonstrate that its UNE combination rates are clearly defined and reasonably within a range of TELRIC compliance. <p><u>Supplemental Clarification:</u></p> <p><u>"UNE combination rates" refers to UNE-P and EEL rates.</u></p> <p><u>Staff contemplated that the demonstrations required of Ameritech would be made and determined in Phase 2 of this proceeding.</u></p> <p><u>Ameritech can demonstrate that its UNE combination rates are clearly defined by providing typically requested UNE combinations (e.g., common special access to UNE migrations, common new UNE combination requests, common reconfigurations requests, and EELs scenarios that would allow users enough information to logically determine how Ameritech applies rates to alternative but similar combinations) and explaining how those services and products would</u></p>	<p>ICC Staff Ex. 3.0 <u>at 103, 107, 113-118 and 20</u> – Dr. Jim Zolnierrek; Staff IB at 116 – 119; <u>Staff RB at 55-56.</u></p>

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	<p><u>be billed under its tariffs and/or interconnection agreements and GIA.</u></p> <p><u>Ameritech can prove that its UNE combination rates are reasonably within a range of TELRIC compliance by demonstrating, for each UNE combination rate it charges, that the rate is at a level that has been found to be TELRIC compliant by the Commission or, if the rate is interim (either because the Commission ordered an interim rate or because the TELRIC compliance of the rate has never been explicitly addressed by the Commission), proving that the rate is in a zone of reasonableness by, for example, comparing those rates to rates in other comparable states whose have been found to be TELRIC compliant.</u></p> <ul style="list-style-type: none"> Ameritech must prove that it has well defined, concrete, and binding terms and conditions that define provisioning intervals for UNE combinations, in particular loop/transport combinations, both those provided as pre-existing and new combinations. <p><u>Supplemental Clarification:</u></p> <p><u>The issue here is not compliance with provisioning intervals, but rather the establishment of specific provisioning interval for UNE combinations such as EELs.</u></p> <ul style="list-style-type: none"> Ameritech must prove that it has well defined, concrete, and binding terms and conditions that define the 	

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	<p>quality at which Ameritech will provide UNE combinations, in particular loop/transport combinations, both those provided as pre-existing and new combinations.</p> <p><u>Supplemental Clarification:</u></p> <p><u>“Quality” refers to performance measures and standards for all measures not related to provisioning, such as maintenance and repair. The issue is not compliance with quality standards, but rather the establishment of specific measures and standards related to quality, such as maintenance and repair</u></p>	
<p>Checklist Items 2, 4, 7, 10 (Pricing)</p>	<p>AI must file TELRIC compliant rates or demonstrate that the interim rates for the following are compliant with TELRIC principles: non-recurring charges for UNE combinations; non-recurring charges for UNEs; recurring UNE charges; unbundled switching and interim shared transport rates (ULS-IST); dark fiber; unbundled sub-loop rates; AIN routing of OS/DA charge; CNAM database access charge; NGDLC UNE platform charge; and OSS modification charge for the HFPL UNE.</p> <p><u>Supplemental Clarification:</u></p> <p><u>Staff has prepared a spreadsheet (see spreadsheet attached as Attachment A) that lists the specific rate elements included within each category stated above. For each element there is a tariff reference, an indication of whether it is nonrecurring or recurring, its current rate, its status as interim or not yet investigated.</u></p>	<p>ICC Staff Ex. 6.0 and 23.0 – Bob Koch; Staff IB at 237-246.</p>

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	<p><u>the docket in which it was last addressed, and the specific category of each element. Staff also provides the following additional information with respect to ULS-ST. Since the filing of reply briefs in this proceeding, Ameritech filed new ULS-ST rates in accordance with Docket No. 00-0700. Staff's position is that the determination of whether these rates are TELRIC compliant should be addressed as an issue in Phase 2 of this proceeding.</u></p> <p>AI must allow all current proceedings for UNE rates to become effective without applying for rehearing. These cases include Docket 98-0396, Docket 00-0393, Docket 00-0700, and Docket 01-0614.</p> <p>AI should agree to cap existing UNE rates for five years.</p> <p>AI agrees to not introduce new or modified cost models for the development of UNE rates, for new or existing elements, until it receives prior approval from the Commission.</p>	

Respectfully submitted,

Counsel for Staff of the Illinois Commerce
Commission

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